

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT:	MASTERSON, ET AL.	)	
SERIAL NO.:	10/599,233	)	EXAMINER:
FILED:	SEPTEMBER 22, 2006	)	ART UNIT:
TITLE:	OPTICAL MODE NOISE AVERAGING DEVICE	)	CONFIRMATION NO.: 6116
		)	
		)	

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUBMISSION OF DECLARATION FOR UTILITY OR DESIGN APPLICATION  
USING AN APPLICATION DATA SHEET, STATEMENT UNDER 37 CFR 3.73(b) AND  
POWER OF ATTORNEY**

Sir:

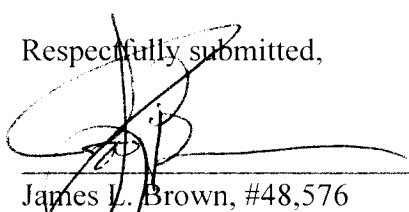
The applicant hereby submits a Declaration For Utility Or Design Application Using An Application Data Sheet, a Statement Under 37 CFR 3.73(b) (along with a copy of the assignment) and a Power of Attorney.

It is believed that there are no fees due in this instance. However, should this belief be in error, the undersigned hereby authorizes the charge of any required fees to be charged to deposit account No. 19-5117.

Respectfully submitted,

Date: \_\_\_\_\_

11/27/06

  
James L. Brown, #48,576  
Swanson & Bratschun, L.L.C.  
1745 Shea Center Drive, Suite 330  
Highlands Ranch, Colorado 80129  
Telephone: (303) 268-0066  
Facsimile: (303) 268-0065